

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

DAVIS INTERNATIONAL, LLC, HOLDEX, LLC,;
FOSTON MANAGEMENT, LTD, and
OMNI TRUSTHOUSE, LTD,

Plaintiffs,

v.

NEW START GROUP CORP., VENITOM CORP.,;
PAN-AMERICAN CORP., MDM BANK,
URAL-GORNO METALURAGICAL COMPANY,;
EVRAZ HOLDING, MIKHAIL CHERNOI,
OLEG DERIPASKA, ARNOLD KISLIN,
MIKHAIL NEKRICH, and ISKANDER
MAKMUDOV,

Defendants.

No. 04-1482-GMS

NOTICE OF APPEAL

Notice is hereby given that Davis International, LLC, Holdex, LLC, Foston Management, Ltd. and Omni Trusthouse, Ltd., plaintiffs in the above-named action, hereby appeal to the United States Court of Appeals for the Third Circuit from the Order of the Court dated March 29, 2006, granting the defendants' Motion to Dismiss the Complaint Pursuant to the Doctrine of Direct Estoppel (a copy of which is appended hereto).

Dated: April 12, 2006

/s/ David L. Finger

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CERTIFICATE OF SERVICE

I, David L. Finger, hereby certify that on this 12th day of April, 2006, I electronically filed the foregoing Notice of Appeal with the Clerk of the Court using CM/ECF, which will send notification of such filing to the following counsel of record:

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